

REMARKS

Claims 3, 6, 7, 9, 10, 59, 61-65, 80, and 82-84 are pending in the application. By this paper Claims 57 and 58 are hereby canceled without prejudice or disclaimer.

Allowable Subject Matter

Applicant believes claims 3, 6, 7, 9, 10, 59, 61-65, 80, and 82-84 are in condition for allowance which is specifically requested.

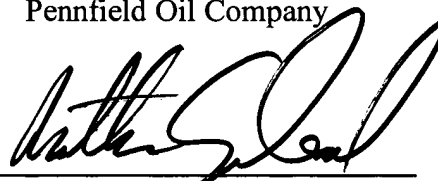
CONCLUSION

In light of the foregoing, reconsideration and allowance of the claims is earnestly solicited.

DATED: January 2, 2004.

Respectfully submitted on behalf of
Willis L. Winstrom,
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By



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REMARKS

Per the Interview held December 30, 2003, Applicant agreed to indicate the status of Claims 57-58 and to indicate portions of the Application relevant to the terms “substantially dustless” and “potency standardizer”.

Applicant respectfully requests entrance of the concurrently filed Amendment which indicates Claims 57 and 58 as “canceled”. As Examiner did not indicate whether the Response to Advisory Action mailed December 4, 2003 was entered on the record, Applicant will assume for the purposes of this paper that the Amendment dated December 4, 2003 has been entered. Applicant believes this is in accordance with the Examiner’s position, as the Examiner referred to the Claims as Amended by the December 4, 2003 Response to Advisory Action during the Interview held December 30, 2003. Accordingly, the concurrently filed Amendment reflects the same.

With respect to the issues raised by the Examiner on December 30, 2003 interview, Applicant respectfully draws the Office’s attention to the following portions of the Instant Specification:

Substantially dustless-

Page 2, paragraphs commencing on lines 3 and 13, wherein the Background describes the problems experienced with prior art compositions. Further, the paragraph beginning on page 3, line 21 indicates the present invention has an improved powdering resistance characteristics and is non-compact. The Instant Detailed Description and Claims (as originally filed) describe (with respect to Claim 3) an Animal feed premix composition of matter which is substantially free from dusting characteristics experienced by prior art. In light of the Background, Detailed Description and the plain meaning of the terms, one reading the Claims would understand that the variously claimed compositions are

substantially or significantly free from dusting or powdering (as additionally indicated by the phrase “having a resistance to powdering” included in Claim 3).

Potency standardizer-

Intrinsically Claim 3 recites a “potency standardizer” as being selected from the group consisting of an edible feed material and a mineral product. Thus, internally Claim 3 defines, and the plain meaning of the terms supports, a “potency standardizer” as an “edible feed material” or a “mineral product”. Suitable “edible feed material” and “mineral product” are disclosed at Page 9, paragraphs beginning on lines 12 and 17.

For at least these reasons, and as argued previously Applicant believes Claims 3, 6, 7, 9, 10, 59, 61-65, 80, and 82-84 (amended in accordance with the Office’s indication of Allowability) are in condition for allowance, which is specifically requested.

Should further communications be necessary to forward this Application to Allowance, Counsel for the Applicant may be reach at (402) 496-0300, so as to expedite this Application.

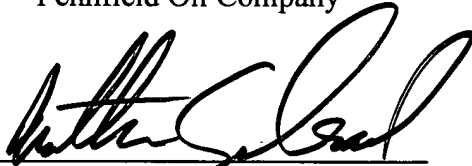
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